

Brett A. Pedersen, SBN 146341  
Edwin Bradley, 141932  
**BRETT PEDERSEN & ASSOCIATES**  
Attorneys At Law  
One Maritime Plaza, Suite 400  
San Francisco, CA 94111  
Telephone: (415) 434-3101  
Facsimile: (415) 434-6336

Attorneys for Plaintiff  
AIRBORN OPERATING, L.P.

VAUGHT & BOUTRIS, LLP  
John R. Vaught, SBN 114590  
Basil J. Boutris, SBN 122758  
Attorneys at Law  
80 Swan Way, Suite 320  
Oakland, CA 94621  
Telephone: (510) 430-1518

Attorneys for Defendants  
MARVIN WILCHER, SHARISSE LANAUX,  
PREMIER FINANCIAL ASSOCIATES, and  
PREMIER CAPITAL INVESTORS

Timothy B. Schade, Esq.  
SNELL & WILMER LLP  
15. W. South Temple, Suite 1200  
Salt Lake City, UT 84101  
Telephone: (801) 257-1900  
Facsimile: (801) 257-1800

Attorneys for Defendant  
SUMMIT FINANCIAL RESOURCES

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

AIRBORN OPERATING, L.P., a Texas limited partnership,

**Plaintiff,**

VS.

ERIK-A. ELECTRONICS, a California Corporation; TAYLOR ELECTRONICS, Inc., a business entity; form unknown; SHARISSE LANAUX; MARVIN WILCHER; PREMIER CAPITAL INVESTORS, a California Corporation; PREMIER FINANCIAL ASSOCIATES, a business entity, form unknown; SUMMIT FINANCIAL RESOURCES, L.P., a business entity, form unknown; CHARISSE LANAUX; and DOES 5 through 10

#### Defendants.

Case No. C 04-04996 JL ARB

STIPULATION OF DISMISSAL FOR  
DEFENDANT SUMMIT FINANCIAL  
RESOURCES, L.P.:

**ORDER OF DISMISSAL.  
FRCP 41(a)(1)**

Judge: Hon. James Larson  
Dept: Courtroom F, 15th Floor

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1) Plaintiff AIRBORN OPERATING  
2 L.P., Defendants SHARISSE LANAUX, MARVIN WILCHER, PREMIER FINANCIAL  
3 ASSOCIATES, PREMIER CAPITAL INVESTORS, and SUMMIT FINANCIAL RESOURCES  
4 submit the following *Stipulation of Dismissal for Defendant Summit Financial Resources, L.P.*

5 IT IS HEREBY STIPULATED by and between all parties to this action, to wit: Plaintiff  
6 AIRBORN OPERATING L.P. (“AirBorn”), Defendant SHARISSE LANAUX, Defendant  
7 MARVIN WILCHER, Defendant PREMIER FINANCIAL ASSOCIATES, Defendant  
8 PREMIER CAPITAL INVESTORS, and Defendant SUMMIT FINANCIAL RESOURCES by  
9 and through their respective attorneys of record in order to DISMISS Defendant Summit  
10 Financial Resources, L.P., only, and without prejudice.

11 Each party shall bear his/her/its own attorneys’ fees and costs of suit with respect to this  
12 dismissal of Summit Financial Resources, L.P.

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1 Dated: September 5, 2006

BRETT PEDERSEN & ASSOCIATES

2 By: \_\_\_\_\_ /s/ Brett A. Pedersen  
3 Brett A. Pedersen

4 Attorneys for Plaintiff  
5 AIRBORN OPERATING, L.P.

6 Dated: September 5, 2006

VAUGHT & BOUTRIS, LLP

7 By: \_\_\_\_\_ /s/ Jon R. Vaught  
8 Jon R. Vaught

9 Attorneys for Defendants  
10 MARVIN WILCHER, SHARISSE LANAUX,  
PREMIER FINANCIAL ASSOCIATES, and  
PREMIER CAPITAL INVESTORS.

11 Dated: September 5, 2006

SNELL & WILMER

12 By: \_\_\_\_\_ /s/ Timothy Schade  
13 Timothy Schade

14 Attorneys for Defendant  
15 SUMMIT FINANCIAL RESOURCES.

16 **ORDER**

17 Upon consideration of the attached stipulation, it is ORDERED, that the said stipulation  
18 be and hereby is APPROVED and that Defendant Summit Financial Resources, L.P. is and shall  
19 be DISMISSED from this action. Each party is to bear its own attorneys' fees and costs of suit  
20 with respect to the effect of this dismissal.

21 DATED: \_\_\_\_\_  
September 8, 2006

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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IT IS SO ORDERED  
  
Judge James Larson  
James Larson  
United States District/ Magistrate Judge